



LEGISLATIVE FISCAL OFFICE

Fiscal Note

Fiscal Note On: HB 649 HLS 09RS 1027

Bill Text Version: ENROLLED

Opp. Chamb. Action:

Proposed Amd.:

Sub. Bill For.:

Date:	July 8, 2009	9:37 AM	Author:	MONTOUCET
Dept./Agy.:	Corrections		Analyst:	Kristy F. Gary
Subject:	Probation and Parole			

RETIREMENT/STATE EMPS

EN +\$2,580,000 SD RV See Note

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Authorizes a fee to be collected by DPS&C and creates the Adult Probation and Parole Officer Retirement Fund into which such fees shall be deposited

Proposed law provides for a one-time probation and parole processing fee of \$65. Provides that such fee shall be assessed for each adult probation and parole case file existing on June 30, 2009, and for each new case file after June 30, 2009. Provides that such fee shall be collected at the offender's first meeting with any such officer after June 30, 2009, or, if provided for by rule promulgated by Department of Public Safety and Corrections (DPS&C), over a time period not to exceed 12 months. Proposed law creates the "Adult Probation and Parole Officer Retirement Fund" (fund) in the state treasury. Provides that beginning with FY 2009-2010, the treasurer shall deposit in and credit to the fund on a monthly basis an amount equal to the sum collected for the processing fee charged pursuant to proposed law less any decrease from the parole and probation fees collected in FY 2008-2009 and the amount of fees collected in the current fiscal year, if there is a decrease in the collection of such fees. Proposed law provides that monies in the fund shall remain in the fund until the legislature provides for enhanced retirement benefits for probation and parole officers in the office of adult services of DPS&C who have service credit in the primary component of the system. If the legislature fails to provide for such enhancements by June 30, 2015, the monies in the fund become available to DPS&C to defray costs of probation and parole supervision. Effective July 1, 2009.

EXPENDITURES	2009-10	2010-11	2011-12	2012-13	2013-14	5 -YEAR TOTAL
State Gen. Fd.	\$0	\$0	\$0	\$0	\$0	\$0
Agy. Self-Gen.	\$0	\$0	\$0	\$0	\$0	\$0
Ded./Other	\$0	\$0	\$0	\$0	\$0	\$0
Federal Funds	\$0	\$0	\$0	\$0	\$0	\$0
Local Funds	\$0	\$0	\$0	\$0	\$0	\$0
Annual Total	\$0	\$0	\$0	\$0	\$0	\$0

REVENUES	2009-10	2010-11	2011-12	2012-13	2013-14	5 -YEAR TOTAL
State Gen. Fd.	\$0	\$0	\$0	\$0	\$0	\$0
Agy. Self-Gen.	\$0	\$0	\$0	\$0	\$0	\$0
Ded./Other	\$2,580,000	\$1,020,000	\$1,020,000	\$1,020,000	\$1,020,000	\$6,660,000
Federal Funds	\$0	\$0	\$0	\$0	\$0	\$0
Local Funds	\$0	\$0	\$0	\$0	\$0	\$0
Annual Total	\$2,580,000	\$1,020,000	\$1,020,000	\$1,020,000	\$1,020,000	\$6,660,000

EXPENDITURE EXPLANATION

There is no anticipated direct material effect on governmental expenditures as a result of this measure. However, the treasurer has noted that if a number of special and administrative funds increase during the 2009 Regular Session to cause a workload increase, a state treasury fiscal analyst position will be necessary in order to provide the necessary functions. According to the State Treasurer’s Office there are 385 special and administrative funds created in the Treasury. The number of special funds has increased significantly since 1988; and treasury staff must perform the fund accounting, fund reporting, banking and custodial functions for each fund.

REVENUE EXPLANATION

Proposed legislation, which provides for a one-time \$65 probation and parole processing fee for individuals who have a case with probation and parole, will increase statutorily dedicated revenue by \$2.58 million in FY 09-10 and \$1.02 million in future fiscal years. These fees will be deposited into the newly created Adult Probation and Parole Officer Retirement Fund.

According to the Department of Public Safety and Corrections, the proposed fee for each case file existing on June 30, 2009 will generate \$1.56 million (current caseload of 65,000 * \$65 fee * current average collection rate of 37%).

The fee for each new case filed after June 30, 2009 will generate \$1.02 million annually (new admissions of 27,000 per year * \$65 fee * collection rate of 58%).

The new case collection rate is higher because the payment rate of probation and parole fees is greater in the beginning (collection rate decreases over time).

Unexpended funding will remain within the fund at the end of the fiscal year.

Senate

Dual Referral Rules

☐ 13.5.1 >= \$500,000 Annual Fiscal Cost

☒ 13.5.2 >= \$500,000 Annual Tax or Fee Change

House

☐ 6.8(F) >= \$500,000 Annual Fiscal Cost

☐ 6.8(G) >= \$500,000 Tax or Fee Increase or a Net Fee Decrease

Robert E. Hosse

LFO Staff Director